



PATENT  
Customer No. 22,852  
Set No. 06502.0230-00

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Michael BOUCHER ) Group Art Unit: 2122  
Application No.: 09/628,694 ) Examiner: K. Gross  
Filed: July 28, 2000 ) Confirmation No.: 3427  
For: METHODS AND APPARATUS )  
FOR COMPILING COMPUTER )  
PROGRAMS USING PARTIAL )  
FUNCTION INLINING )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicant brings to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

The listed documents include published U.S. patent documents and one non-patent literature document. Applicant is not providing copies of the published U.S. patent documents. The non-patent literature document was cited in a foreign Search Report for European Application No. EP 00 40 0302. Although two other documents

were also cited in the report, those documents were already cited art in this application. A copy of the one non-patent literature document and foreign search report is provided.

Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

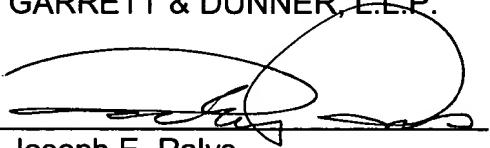
Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: October 29, 2004

By:   
Joseph E. Palys  
Reg. No. 46,508

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

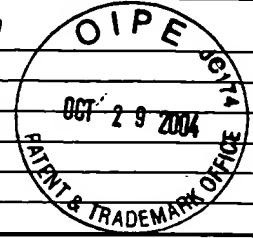
1

of

1

**Complete if Known**

|                      |                 |
|----------------------|-----------------|
| Application Number   | 09/628,694      |
| Filing Date          | July 28, 2000   |
| First Named Inventor | Michael BOUCHER |
| Art Unit             | 2122            |
| Examiner Name        | K. Gross        |



Attorney Docket Number

06502.0230-00

**U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS**

| Examiner Initials | Cite No. <sup>1</sup> | Document Number                          | Issue or Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
|-------------------|-----------------------|--|---|---|---|
|                   |                       | Number-Kind Code <sup>2</sup> (if known) |   |   |   |
|                   |                       | US-5,497,458                             | 03-05-1996                              | Finch et al.                                    |   |
|                   |                       | US-5,754,820                             | 05-19-1998                              | Yamagami  |   |
|                   |                       | US-5,974,510                             | 10-26-1999                              | Cheng et al.                                    |   |
|                   |                       | US-6,173,368                             | 01-09-2001                              | Krueger et al.                                  |   |
|                   |                       | US-6,574,725                             | 06-03-2003                              | Kranich et al.                                  |   |
|                   |                       | US-6,684,296                             | 01-27-2004                              | Hayter et al.                                   |   |
|                   |                       |  |   |   |   |
|                   |                       |  |   |   |   |
|                   |                       |  |   |   |   |
|                   |                       |  |   |   |   |
|                   |                       |  |   |   |   |
|                   |                       |  |   |   |   |
|                   |                       |  |   |   |   |

**Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004**
**FOREIGN PATENT DOCUMENTS**

| Examiner Initials | Cite No. <sup>1</sup> | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | Translation <sup>6</sup> |
|-------------------|-----------------------|---|--------------------------------|---|---|--------------------------|
|                   |                       | Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known) |                                |   |   |                          |
|                   |                       |   |                                |   |   |                          |
|                   |                       |   |                                |   |   |                          |
|                   |                       |   |                                |   |   |                          |
|                   |                       |   |                                |   |   |                          |
|                   |                       |   |                                |   |   |                          |

**NON PATENT LITERATURE DOCUMENTS**

|                   |                       |   |                          |
|-------------------|-----------------------|---|--------------------------|
| Examiner Initials | Cite No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | Translation <sup>8</sup> |
|                   |                       | POUL-HENNING KAMP, "Malloc(3) in Modern Virtual Memory Environments," XP-002283869, FreeBSD.org on-line document, Revised Fri Apr 5 12:50:07 1996, pp. 1-7.   |                          |
|                   |                       |   |                          |
|                   |                       |   |                          |
|                   |                       |   |                          |
|                   |                       |   |                          |
|                   |                       |   |                          |

|                    |                 |
|--------------------|-----------------|
| Examiner Signature | Date Considered |
|--------------------|-----------------|

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.